

**LEGISLATIVE SERVICES AGENCY  
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

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**FISCAL IMPACT STATEMENT**

**LS 6068**

**BILL NUMBER:** SB 34

**NOTE PREPARED:** Oct 28, 2004

**BILL AMENDED:**

**SUBJECT:** Election Fraud.

**FIRST AUTHOR:** Sen. Mrvan

**FIRST SPONSOR:**

**BILL STATUS:** As Introduced

**FUNDS AFFECTED:** X **GENERAL**  
**DEDICATED**  
**FEDERAL**

**IMPACT:** State

**Summary of Legislation:** The bill changes the classification of certain crimes relating to elections from a Class D felony to a Class C felony.

**Effective Date:** July 1, 2005.

**Explanation of State Expenditures:** *Summary:* Under the bill, 23 election crimes would be upgraded from a Class D to a Class C felony.

*Background:* There are currently no individuals convicted of an election crime in a Department of Correction (DOC) facility.

*Penalty Provision:* A Class C felony is punishable by a prison term ranging from two to eight years depending upon mitigating and aggravating circumstances. Assuming offenders can be housed in existing facilities with no additional staff, the average cost for medical care, food, and clothing is approximately \$1,825 annually, or \$5 daily, per prisoner. However, any additional expenditures are likely to be small. The average length of stay in DOC facilities for all Class C felony offenders is approximately two years; and for all Class D felony offenders is approximately ten months.

**Explanation of State Revenues:** *Penalty Provision:* The maximum fine for a Class C and Class D felony is \$10,000. Therefore, there should be no impact to state revenues under the provisions of the bill.

**Explanation of Local Expenditures:**

**Explanation of Local Revenues:**

**State Agencies Affected:** Department of Correction.

**Local Agencies Affected:**

**Information Sources:** Department of Correction.

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